

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Joseph T. Kelliher, Chairman;
Nora Mead Brownell, and Suedeene G. Kelly.

Sierra Pacific Power Company

Docket No. EL95-69-000

ORDER GRANTING CLARIFICATION

(Issued November 23, 2005)

1. In this order, we clarify that our order issued on August 2, 1996 in Docket No. EL95-69-000 approved the tariff sheet that Sierra Pacific Power Company (Sierra Pacific) filed with the Commission on August 4, 1995.

Background

2. On June 5, 1995 in Docket No. FA93-20-000¹, the Division of Audits of the Office of the Chief Accountant directed Sierra Pacific to file a revised tariff sheet to its FPC Electric Tariff Original No. 1 to remove ineligible costs from the base fuel and monthly fuel components of its Fuel Adjustment Clause (FAC). On August 4, 1995, Sierra Pacific filed a revised tariff sheet to comply with the June 5 Order. On August 6, 1996, the Commission issued a letter order accepting Sierra Pacific's compliance filing.² On September 3, 1996, Sierra Pacific filed a request for clarification of our August 6 Order, seeking assurance that the August 6 Order also approved the revised tariff sheet Sierra Pacific included in its August 4 compliance filing.

3. On October 28, 2005, the Commission issued a letter stating it appeared that Sierra Pacific's request for clarification was moot. On November 7, 2005, Sierra Pacific responded advising the Commission that its request for clarification was not moot. Sierra Pacific states that subsequent to filing the request for clarification, it continued to recover cost pursuant to its unrevised FAC until the FAC was frozen under a three-year rate

¹ See unpublished letter order dated June 5, 1995 in Docket No. FA93-20-000 (June 5 Order).

² See unpublished Commission letter order dated August 2, 1996 in Docket No. EL95-69-000 (August 6 Order).

moratorium as a result of the Sierra Pacific and Nevada Power Company merger approved by the Commission in Docket Nos. EC99-1-000 and ER99-34-000. Sierra Pacific states that the three-year rate freeze has expired and in the event that the FAC is reactivated, it will need the base fuel component of its FAC to be correctly stated in the tariff.

Discussion

4. We will grant the request for clarification. The August 2, 1996 Order should have included language accepting Sierra Pacific's revised tariff sheet. Accordingly, we grant clarification and Sierra Pacific's revised tariff sheet is accepted for filing.

The Commission orders:

- (1) Sierra Pacific's amendment to its FPC Electric Tariff, Original Volume No. 1 is accepted for filing, effective July 1, 1985.
- (2) Sierra Pacific is informed of the following rate schedule designation, effective July 1, 1985:

Twelfth Revised Sheet No. 8 to FPC Electric Tariff, Original Volume No. 1
(superseding Eleventh Revised Sheet No. 8 to FPC Electric Tariff, Original Volume No. 1)

By the Commission.

(S E A L)

Magalie R. Salas,
Secretary.